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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Anticipated Classification
of this Application:☐ Class [class]☐ Subclass [class]

Prior Application

Examiner: [PRIOR EXAMINER]

Art Unit: [PRIOR ART UNIT]

TRANSMITTAL-CONTINUATION-IN-PART APPLICATION

Box PATENT APPLICATION

Commissioner for Patents

Washington, D.C. 20231

Dear Sir:

This is a request for filing a continuation-in-part application pursuant to 35 U.S.C. § 120 and 37 C.F.R. § 1.53(b), of pending prior application Serial No. PCT/US00/08957, filed April 4, 2000, of Randy H. Ziegler (Inventor currently of record in prior application) for COMPOSITIONS AND METHODS FOR TREATMENT OF DIABETES.

1. ☒ Enclosed is a copy of the application.
2. ☐ Enclosed is a declaration and power of attorney.
3. ☐ A declaration and power of attorney will follow.
4. ☐ Enclosed is an associate power of attorney.
5. ☒ Amend the specification by inserting before the first line the sentence:

This application is a continuation-in-part application of application Serial No. PCT/US00/08957, filed April 4, 2000, which in turn was based on and claimed priority from Provisional Application Serial No. 60/127,824 entitled COMPOSITIONS, PRODUCTS, AND METHODS FOR TREATMENT OF DIABETES, which was filed on April 4, 1999 AND which is hereby incorporated by reference in its entirety.

6. The filing fee is calculated as follows:

CALCULATION OF FEES								
ITEM		TOTAL NO. OF CLAIMS		NO. OF CLAIMS OVER BASE	LG/SM \$ ENTITY FEE		\$ AMOUNT	\$ FEE
A	TOTAL CLAIMS FEE	17	-20	0	LG=\$18 SM=\$9	\$0	0	
B	INDEPENDENT CLAIMS FEE*	10	-3	7	LG=\$80 SM=\$40	\$40	280	
C	SUBTOTAL - ADDITIONAL CLAIMS FEE (ADD FINAL COLUMN IN LINES A + B)							\$ 280
D	MULTIPLE-DEPENDENT CLAIMS FEE				LARGE ENTITY FEE = \$270 SMALL ENTITY FEE = \$135		\$ 0	
E	BASIC FEE				LARGE ENTITY FEE = \$710 SMALL ENTITY FEE = \$355		\$ 355	
F	TOTAL FILING FEE (ADD TOTALS FOR LINES C, D, AND E)							\$ 635
	*LIST INDEPENDENT CLAIMS 1, 3, 4, 6, 8, 11, 14, 15, 16, 17							

☐ A check in the amount of \$___ to cover the filing fee is enclosed.

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- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 50-1796. A duplicate of this sheet is enclosed.
7. ☒ 5 sheet(s) of drawings are enclosed.
8. ☐ The present application claims priority from patent application Serial No. which was filed under 35 U.S.C. § 119.
9. ☐ The certified copy of the priority document(s) has/have been filed in prior application Serial No. filed .
10. ☐ The certified copy of the priority document(s) will follow.
11. ☐ An assignment to is enclosed herewith, along with the recordation form cover letter and check in the amount of \$40.
12. ☐ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)
13. ☒ Applicant claims small entity status. See 37 CFR 1.27.
14. ☐ Information disclosure statement is enclosed with references.
15. ☒ Address all future communications to:

Stefan J. Kirchanski
CROSBY, HEAFEY ROACH & MAY
Professional Corporation
1901 Avenue of the Stars, Suite 700
Los Angeles, CA 90067
Telephone: (310) 734-5200
Facsimile: (310) 734-5299

CORRESPONDENCE ADDRESS:

☒ Customer Number

000028983



Respectfully submitted,

CROSBY, HEAFEY, ROACH & MAY

Date: September 26, 2001

By: *Dennis S. Morris*
Dennis S. Morris
Registration No. 38,975
Attorney for Applicant(s)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Randy H. Ziegler

Serial No: Not Assigned

Filed: September 26, 2001

For: COMPOSITIONS AND METHODS FOR
TREATMENT OF DIABETES

Art Unit: Not Assigned

Examiner: Not Assigned

CERTIFICATE OF MAILING VIA U.S. EXPRESS MAIL

"Express Mail" Mailing Label No. EL 845470669 US

Date of Deposit: September 27, 2001

Box PATENT APPLICATION

Commissioner for Patents

Washington, D.C. 20231

Dear Sir:

I hereby certify that

- ☒ two copies of a letter of transmittal
- ☐ check in amount of \$___ as filing fee
- ☒ patent application (25 page(s) of specification; 17 claim(s); 1 page(s) of abstract
- ☒ 5 sheet(s) of informal drawings
- ☐ executed Declaration and Power of Attorney
- ☐ assignment of the invention to ___
- ☒ Verified Statement (Declaration) Claiming Small Entity Status
- ☒ return postcard

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service with sufficient postage under 37 C.F.R. § 1.10 on the date indicated above and are addressed to:

Box PATENT APPLICATION
Commissioner for Patents
Washington, D.C. 20231.

Date: September 27, 2001

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Kathleen J. Dunn

Name of person mailing papers



Signature

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September 20, 2001

Commissioner for Patents
United States Patent and Trademark Office
Washington, D.C. 20231

Re: Assertion of Small Entity Status Under § 1.27

Dear Sir or Madam:

The undersigned attorney hereby asserts that the Patent Application entitled "COMPOSITIONS AND METHODS FOR TREATMENT OF DIABETES" by Randy Ziegler filed herewith is entitled to Small Entity Status. The required inquiry to establish Small Entity (§ 1.27(a)) status has been made.

Sincerely,

CROSBY, HEAFEY, ROACH & MAY
Professional Corporation

By Stefan J. Kirchanski
Stefan J. Kirchanski
Reg. No. 36,568

SJK:kd